



CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 203
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

TELEPHONE: (302) 744-4500
FAX: (302) 739-2711
WEBSITE: WWW.DPR.DELAWARE.GOV

PUBLIC MEETING MINUTES: DELAWARE BOARD OF MEDICAL PRACTICE

MEETING DATE AND TIME: Tuesday, February 2, 2010 at 2:30 p.m.

PLACE: 861 Silver Lake Boulevard
Second Floor Conference Room A
Dover, Delaware

MINUTES APPROVED (March 2, 2010)

MEMBERS PRESENT

Anthony Policastro, M.D., Professional Member, President, Presiding
Raymond Moore, Public Member, Vice Chairperson
Gregory Adams, M.D., Professional Member
George Brown, Public Member
Stephen Cooper, M.D., Professional Member
Vance Daniels, Public Member
Galicano Inguito, M.D., Professional Member 2:30 p.m. - 4:37 p.m.
Sophia Kotliar, M.D., Professional Member
Vincent Lobo, D.O., Professional Member
Karl McIntosh, M.D., Professional Member
Daryl Sharman, M.D., Professional Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Allison Reardon, Deputy Attorney General
Gayle MacAfee, Executive Director
Shauna Slaughter, Administrative Specialist II
James Collins, Director
Kay Warren, Deputy Director

MEMBERS ABSENT

Oluseyi Senu-Oke, M.D., Professional Member, Secretary
John Banks, Public Member
Thomas Desperito, M.D., Professional Member
Sharon Jones, Public Member
Nasreen Khan, D.O., Professional Member

ALSO PRESENT

Jeanne Chiquoine, American Cancer Society
Lisa Schieffert, Delaware Healthcare Association
Nicholas Petrelli, M.D., Helen F. Graham Cancer Center
Beth Keena, Bayhealth Medical Center

Zohra Ali-Khan Catts, Helen F. Graham Cancer Center
Sarah Ennis, A.I. duPont Hospital for Children

CALL TO ORDER

Dr. Policastro called the meeting to order at 2:30 p.m.

NEW BUSINESS

Discuss Letter on Developing a Licensing Board for Genetic Counselors

The Board reviewed and discussed a letter on developing a licensing board for genetic counseling. Dr. Nicholas Petrelli, Beth Keena, Zohra Ali-Khan Catts, and Sarah Ennis were present and addressed the board regarding this issue. They provided an overview of the reason for their request and answered questions asked by the board. Dr. Lobo moved, seconded by Mr. Brown, to support the request, provided that physicians, nurses and appropriately-trained health professionals are not excluded from being allowed to provide genetic counseling. Motion unanimously carried.

REVIEW AND APPROVAL OF MINUTES

The board reviewed the January 5, 2010 Executive Session and meeting minutes for approval. Mr. Moore moved, seconded by Mr. Brown, to approve the Executive Session and meeting minutes as presented. Motion unanimously carried.

UNFINISHED BUSINESS

Results of Executive Session Discussion

Mr. Brown moved, seconded by Mr. Moore, that the board after having reviewed the results of the investigations, determined in the exercise of its discretion, that the matters not proceed further and that the following investigations be closed as noted without prosecution in the following cases, including those requiring a letter of concern to be sent to the Respondent(s) as noted. Motion unanimously carried.

<u>Cases Closed</u>			<u>Case Closed with Letter of Concern</u>	
10-22-09	10-36-09	10-38-09	10-86-07	10-27-09
10-56-09	10-106-09			

Sign Order from Propose to Deny Hearing Held on November 3, 2009 for Jitendra Sodhi, M.D.

The board members who attended the hearing affixed their signatures to the Order.

Proposed Rule and Regulation Changes to the List of Crimes Substantially Related to the Practice of Medicine, Practice of Respiratory Care and Practice as a Licensed Physicians' Assistant – Committee Report

Ms. Reardon requested that this item be tabled for a later time per the committee's request.

Slate of Officers for Election from the Nominating Committee – Dr. Inguito, Dr. Lobo and Mr. Daniels

At this time the board was presented with the Nominating Committee's recommendations for President, Vice President, and Secretary. The Nominating Committee was comprised of Dr. Inguito, Dr. Lobo, and Mr.

Daniels. Dr. Inguito moved, seconded by Dr. Lobo, to nominate Mr. Moore for President, Dr. Senu-Oke for Vice President, and Dr. Cooper as Secretary. Motion unanimously carried.

NEW BUSINESS

Review of Applications for Registration and Licensure

Physicians for Licensure – Medical and Osteopathic – Dr. Inguito moved, seconded by Mr. Brown, to approve the following medical doctors for a certificate to practice medicine as all applicants had met the licensure requirements as set forth by statute. Motion unanimously carried.

M.D.'s for Licensure

Muammar Arida	John Batich	Steven J. Brown	Susan Cowdery
Cheryl Denick	Alphonso Dial	Mark Evangelista	Martha Garrison
Arezoo Ghaneie	Susan Lipson	Robert Mathias	Ruben Nalda
Erin Reardon	Paul Rolan	Frederick Steinberg	Lingun Xie

D.O.'s for Licensure

Neil Lahurd, Jr.

Physician Assistant(s) for Licensure

Dr. Cooper moved, seconded by Mr. Brown, to approve the following physician assistant for licensure as noted below. Motion unanimously carried.

Michael Nolan

Dr. Cooper moved, seconded by Mr. Brown, to approve the following physician assistants for prescriptive authority as noted below. Motion unanimously carried.

Physician Assistants for Prescriptive Authority – Controlled and Non-Controlled

Lauren Autenrieth	Christian Barnett	Nancy Bearss	Matthew Bunker
John Constance	Caroline Desroches	Ericka Hahn	Kenny Iman
Tiwana Miller	Stephanie Stellini-Turner	Alicia Stewart	Lauren Tavani
Kathryn Vosbury			

Respiratory Care Practitioners for Licensure

Dr. Kotliar moved, seconded by Mr. Brown, to approve the following respiratory care practitioners for licensure as noted below. Motion unanimously carried.

Christine Colella Deborah Speckman

Paramedics

Mr. Brown moved, seconded by Dr. Inguito, to approve the following paramedics for licensure as noted below. Motion unanimously carried.

Katrina Jansen

Matthew Palmer

Acupuncture Practitioners

Dr. Lobo moved, seconded by Mr. Brown, to approve the following acupuncture practitioners for licensure as noted below. Motion unanimously carried.

Xiaoyan Gong

Yuemei Bai Urick

Christina Vassallo

Advanced Practice Nurses for Prescriptive Authority

Dr. Inguito moved, seconded by Dr. Kotliar, to approve the following Advanced Practice Nurses for Prescriptive Authority as noted below. Motion unanimously carried.

Practitioner Specialty Type

Collaborator

Acute Care Nurse Practitioner

Frederick, Elizabeth

E. Arias, M.D.

Adult Nurse Practitioner

Capita, Wilna

M. Garg, MD

CRNA

Agster, Jennifer

A. Costarino, MD – A.I.duPont Hospital

Family Nurse Practitioner

Davis, Karen

T. Saad, MD – Nephrology Associates

Kelly, Maria

V. Schaller, MD – Hockessin Walk-In Medical Care

Lenhardt, Marguerite

C. Apple, MD – Express Care, Eden Hill Medical Center

Menden, Merry

R. Peri, MD – La Red Health Center

Wallace, Lisa

J. Silverstein, MD - CCHS

Consider the Proposed Modifications of the Rules and Regulations of the Respiratory Care Practice Advisory Council

The board considered the proposed modifications of the Rules and Regulations of the Respiratory Care Practice Advisory Council. Dr. Lobo moved, seconded by Dr. Inguito, to approve the proposed modifications. Motion unanimously carried. The Order was circulated for signatures.

Review the Physician Application from James F. Claire, D.O. – Disciplined in New Jersey

The board reviewed the application to practice medicine from James F. Claire, D.O. Dr. McIntosh moved, seconded by Dr. Inguito, to propose to deny the application pursuant to 24 Del. C. Section 1720(b) (4). Motion unanimously carried.

Review the Physician Application from Anil Kumar Tripathy, M.D. – Disciplined in California, Michigan, New York, and Ohio

The board reviewed the application to practice medicine from Anil Kumar Tripathy, M.D. Dr. McIntosh moved, seconded by Mr. Brown, to propose to deny the application pursuant to 24 Del. C. Section 1720(b) (4). Motion unanimously carried.

Consider Voluntary Withdrawal of Physician Licensure from Keith W. Ivens, M.D.

The board considered a request from Keith W. Ivens, M.D. to voluntarily withdraw his physician license. Mr. Brown moved, seconded by Mr. Moore, to accept the withdrawal request. Motion unanimously carried.

Discuss Service Letter Legislation for Physician Licensure from Senator Robert Marshall

The board discussed the service letter legislation for physician licensure from Senator Robert Marshall. Mr. Collins addressed the board regarding this issue. It was noted that Dr. Policastro would contact Senator Marshall regarding the comments discussed by the board.

UNFINISHED BUSINESS

Rule to Show Cause Hearing for Kenny Cooper, M.D. (3:30 p.m.)

At 4:14 p.m., Dr. Policastro called the rule to show cause hearing to order for Dr. Kenny Cooper. Verbatim testimony was taken by the court reporter. The Board introduced themselves for the record. Dr. Policastro stated the reason for the hearing. Dr. Cooper did not appear for the hearing. Ms. MacAfee was sworn and testified that she had sent notification via certified mail. Ms. MacAfee also advised the board that she had attempted to contact Dr. Cooper via phone, but no one answered and she was unable to leave a message. Ms. MacAfee advised that she has received no communication from Dr. Cooper. Ms. MacAfee answered questions asked by the board. At 4:19 p.m., Mr. Brown moved, seconded by Mr. Moore, to go off the record for deliberations. Motion unanimously carried. At 4:38 p.m., Dr. Cooper moved, seconded by Dr. Sharman, to go back on the record. Motion unanimously carried. Mr. Brown moved, seconded by Mr. Moore, to suspend Dr. Cooper's license. Motion unanimously carried. The hearing concluded at 4:39 p.m.

Rule to Show Cause Hearing for Anne C. Aldridge, M.D. (4:00 p.m.)

At 4:51 p.m., Dr. Policastro called the rule to show cause hearing to order for Dr. Anne Aldridge. Verbatim testimony was taken by the court reporter. The Board introduced themselves for the record. Dr. Policastro stated the reason for the hearing. Dr. Aldridge did not appear for the hearing. Ms. MacAfee was sworn and testified that she had sent notification via certified mail. Ms. MacAfee also advised the board that she had attempted to contact Dr. Aldridge via phone, but she was unavailable so Ms. MacAfee left a message with her office staff. Ms. MacAfee advised that she has received no communication from Dr. Aldridge. Ms. MacAfee answered questions asked by the board. At 4:56 p.m., Mr. Moore moved, seconded by Mr. Brown, to go off the record for deliberations. Motion unanimously carried. At 4:57 p.m., Dr. Cooper moved, seconded by Mr. Brown, to go back on the record. Motion unanimously carried. Mr. Brown moved, seconded by Dr. McIntosh, to suspend Dr. Aldridge's license. Motion unanimously carried. The hearing concluded at 4:58 p.m.

Propose to Deny Hearing for Majd Arnaout, M.D. (3:00 p.m.)

The propose to deny hearing for Majd Arnaout, M.D. was postponed until March.

OTHER BUSINESS BEFORE THE BOARD (For Discussion Only)

There was no business before the board.

Public Comment

There was no public comment.

Next Meeting

The board will hold their next meeting on Tuesday, March 2, 2010 at 2:30 p.m., in the 2nd floor Conference Room "A" of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

Adjournment

There being no further business before the board, the meeting adjourned at 5:01 p.m.

Respectfully submitted,

A handwritten signature in black ink that reads "Shauna Slaughter". The signature is written in a cursive, flowing style.

Shauna Slaughter
Administrative Specialist II